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RICHARD W. BUEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MILTON LEWIS, JR.,
Plaintiff,

vs.

ROBERT HOREL, Warden
Defendant.

CV

08

CASE NO.

2337

PRISONER'S
APPLICATION TO PROCEED
IN FORMA PAUPERIS

CW
(PR)

I, Milton Lewis Jr., declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ___ No ___

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: _____ Net: _____

Employer: _____

If the answer is "no," state the date of last employment and the amount of the gross and net salary
PRIS. APPLIC. TO PROC. IN FORMA

PAUPERIS, Case No. _____

1 and wages per month which you received. (If you are imprisoned, specify the last place of
2 employment prior to imprisonment.)

3 NONE

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5
6 2. Have you received, within the past twelve (12) months, any money from any of the following
7 sources:

8 a. Business, Profession or Yes ___ No ☒
9 self employment

10 b. Income from stocks, bonds, Yes ___ No ☒
11 or royalties?

12 c. Rent payments? Yes ___ No ☒

13 d. Pensions, annuities, or Yes ___ No ☒
14 life insurance payments?

15 e. Federal or State welfare payments, Yes ___ No ☒
16 Social Security or other govern-
17 ment source?

18 If the answer is "yes" to any of the above, describe each source of money and state the amount
19 received from each.

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22 3. Are you married? Yes ☒ No ___

23 Spouse's Full Name: Cindy Lee Green

24 Spouse's Place of Employment: Unemployed

25 Spouse's Monthly Salary, Wages or Income:

26 Gross \$ NONE Net \$ NONE

27 4. a. List amount you contribute to your spouse's support : \$ 0

28 b. List the persons other than your spouse who are dependent upon you for support
PRIS. APPLIC. TO PROC. IN FORMA

and indicate how much you contribute toward their support. (NOTE: For minor children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.).

5. Do you own or are you buying a home?

Yes ___ No ☒

Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

6. Do you own an automobile?

Yes ___ No ☒

Make _____ Year _____ Model _____

Is it financed? Yes ___ No ☒ If so, Total due: \$ _____

Monthly Payment: \$ _____

7. Do you have a bank account? Yes ___ No ☒ (Do not include account numbers.)

Name(s) and address(es) of bank: _____

Present balance(s): \$ _____

Do you own any cash? Yes ___ No ☒ Amount: \$ _____

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ___ No ☒

8. What are your monthly expenses?

Rent: \$ NONE Utilities: NONE

Food: \$ NONE Clothing: NONE

Charge Accounts:

<u>Name of Account</u>	<u>Monthly Payment</u>	<u>Total Owed on This Acct.</u>
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

9. Do you have any other debts? (List current obligations, indicating amounts and to whom

they are payable. Do not include account numbers.)

PRIS. APPLIC. TO PROC. IN FORMA

PAUPERIS, Case No. _____

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10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes ____ No ✓

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

I consent to prison officials withdrawing from my trust account and paying to the court the initial partial filing fee and all installment payments required by the court.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

April 30, 2008 Milton Lewis
DATE SIGNATURE OF APPLICANT

PRIS. APPLIC. TO PROC. IN FORMA

PAUPERIS, Case No. _____

Case Number: _____

CERTIFICATE OF FUNDS

IN

PRISONER'S ACCOUNT

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of _____ for the last six months at

[prisoner name]

_____ where (s)he is confined.

[name of institution]

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$ _____ and the average balance in the prisoner's account each month for the most recent 6-month period was \$ _____.

Dated: _____

[Authorized officer of the institution]

CALIFORNIA DEPARTMENT OF CORRECTIONS
 PELICAN BAY STATE PRISON
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: SEP. 01, 2007 THRU OCT. 04, 2007

ACCOUNT NUMBER : T48953
 ACCOUNT NAME : LEWIS, MILTON JR
 PRIVILEGE GROUP: A

BED/CELL NUMBER: AF08L 000000120U
 ACCOUNT TYPE: I

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
09/01/2007		BEGINNING BALANCE					0.00
09/07*VD50		INMATE-PAYROL 1144	8/07		26.94		26.94
09/10 FC01		DRAW-FAC 1 1198	A-8			26.94	0.00
09/11 D201		FAMILY VISIT 1212	RE2244		95.00		95.00
09/13 W415		CASH WITHDRAW 1253	FV 283148272			92.95	2.05
10/04*VD50		INMATE-PAYROL 1594	9/07		19.55		21.60

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
09/13/2007	H201	FAMILY VISIT DEPOSIT HOLD	1253	2.05

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 03/12/02
 COUNTY CODE: HUM

CASE NUMBER: CR005997
 FINE AMOUNT: \$ 4,400.00

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
09/01/2007		BEGINNING BALANCE		2,700.53
09/07/07	VR50	RESTITUTION DEDUCTION-INDUSTRY	29.92-	2,670.61
10/04/07	VR50	RESTITUTION DEDUCTION-INDUSTRY	21.71-	2,648.90

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *
 * IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. *

CALIFORNIA DEPARTMENT OF CORRECTIONS
PELICAN BAY STATE PRISON
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: SEP. 01, 2007 THRU OCT. 04, 2007

ACCT: T48953

ACCT NAME: LEWIS, MILTON JR

ACCT TYPE: I

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
0.00	141.49	119.89	21.60	2.05	0.00

CURRENT
AVAILABLE
BALANCE

19.55

CALIFORNIA DEPARTMENT OF CORRECTIONS
 PELICAN BAY STATE PRISON
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: OCT. 01, 2007 THRU NOV. 07, 2007

ACCOUNT NUMBER : T48953
 ACCOUNT NAME : LEWIS, MILTON JR
 PRIVILEGE GROUP: A

BED/CELL NUMBER: AF08L 000000120U
 ACCOUNT TYPE: I

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
10/01/2007		BEGINNING BALANCE					2.05
10/04*VD50		INMATE-PAYROL	1594 9/07		19.55		21.60
10/05 FC01		DRAW-FAC 1	1645 A-8			19.55	2.05
10/24*D201		FAMILY VISIT	1887RE2430		75.00		77.05
10/24 W415		CASH WITHDRAW	1900 FV 283148683			75.78	1.27
11/06*VD50		INMATE-PAYROL	2079 10/07		27.80		29.07

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
10/24/2007	H201	FAMILY VISIT DEPOSIT HOLD	1900	1.27

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 03/12/02
 COUNTY CODE: HUM

CASE NUMBER: CR005997
 FINE AMOUNT: \$ 4,400.00

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
10/01/2007		BEGINNING BALANCE		2,670.61
10/04/07	VR50	RESTITUTION DEDUCTION-INDUSTRY	21.71-	2,648.90
11/06/07	VR50	RESTITUTION DEDUCTION-INDUSTRY	30.88-	2,618.02

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *
 * IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. *

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
----- 2.05 -----	----- 122.35 -----	----- 95.33 -----	----- 29.07 -----	----- 1.27 -----	----- 0.00 -----
-----	-----	-----	-----	-----	-----
-----	-----	-----	-----	-----	-----
					CURRENT AVAILABLE BALANCE
					----- 27.80 ----- -----

CALIFORNIA DEPARTMENT OF CORRECTIONS
 PELICAN BAY STATE PRISON
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: NOV. 01, 2007 THRU DEC. 06, 2007

ACCOUNT NUMBER : T48953
 ACCOUNT NAME : LEWIS, MILTON JR
 PRIVILEGE GROUP: A

BED/CELL NUMBER: AF08L 000000120U
 ACCOUNT TYPE: I

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
11/01/2007		BEGINNING BALANCE					1.27
11/06*VD50		INMATE-PAYROL	2079 10/07		27.80		29.07
11/08 W388		DONATION-SUCC	2147 OPTI			14.00	15.07
11/30*DD30		CASH DEPOSIT	2365 #104		22.50		37.57
12/06*VD50		INMATE-PAYROL	2459 11/07		29.58		67.15

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
10/24/2007	H201	FAMILY VISIT DEPOSIT HOLD	1900	1.27

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 03/12/02
 COUNTY CODE: HUM

CASE NUMBER: CR005997
 FINE AMOUNT: \$ 4,400.00

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
11/01/2007		BEGINNING BALANCE		2,648.90
11/06/07	VR50	RESTITUTION DDUCTION-INDUSTRY	30.88-	2,618.02
11/30/07	DR30	REST DED-CASHDEPOSIT	25.00-	2,593.02
12/06/07	VR50	RESTITUTION DDUCTION-INDUSTRY	32.85-	2,560.17

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *
 * IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. *

CALIFORNIA DEPARTMENT OF CORRECTIONS
PELICAN BAY STATE PRISON
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: NOV. 01, 2007 THRU DEC. 06, 2007

ACCT: T48953

ACCT NAME: LEWIS, MILTON JR

ACCT TYPE: I

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
1.27	79.88	14.00	67.15	1.27	0.00

CURRENT
AVAILABLE
BALANCE

65.88

CALIFORNIA DEPARTMENT OF CORRECTIONS
 PELICAN BAY STATE PRISON
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: DEC. 01, 2007 THRU JAN. 08, 2008

ACCOUNT NUMBER : T48953

BED/CELL NUMBER: AF08L 000000120U

ACCOUNT NAME : LEWIS, MILTON JR

ACCOUNT TYPE: I

PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
12/01/2007		BEGINNING BALANCE					37.57
12/06*VD50		INMATE-PAYROL	2459 11/07		29.58		67.15
12/07 FC01		DRAW-FAC 1	2485 A-8			55.20	11.95
12/14 D201		FAMILY VISIT	2562RE2660		105.00		116.95
12/20*DD30		CASH DEPOSIT	2642 #119		22.50		139.45
12/26 W415		CASH WITHDRAW	2699 FV	283149289		104.67	34.78
		ACTIVITY FOR 2008					
01/08*VD50		INMATE-PAYROL	2846 12/07		23.20		57.98
01/08 FC01		DRAW-FAC 1	2881 A-8			45.00	12.98

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
12/26/2007	H201	FAMILY VISIT DEPOSIT HOLD	2699 FVBAL	1.60

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 03/12/02

CASE NUMBER: CR005997

COUNTY CODE: HUM

FINE AMOUNT: \$ 4,400.00

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
12/01/2007		BEGINNING BALANCE		2,593.02
12/06/07	VR50	RESTITUTION DEDUCTION-INDUSTRY	32.85-	2,560.17
12/20/07	DR30	REST DED-CASH DEPOSIT	25.00-	2,535.17
01/08/08	VR50	RESTITUTION DEDUCTION-INDUSTRY	25.77-	2,509.40

PELICAN BAY STATE PRISON
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: DEC. 01, 2007 THRU JAN. 08, 2008

ACCT: T48953

ACCT NAME: LEWIS, MILTON JR

ACCT TYPE: I

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *
* IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. *

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
37.57	180.28	204.87	12.98	1.60	0.00
					CURRENT AVAILABLE BALANCE
					11.38

CALIFORNIA DEPARTMENT OF CORRECTIONS

PELICAN BAY STATE PRISON

INMATE TRUST ACCOUNTING SYSTEM

INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU FEB. 06, 2008

ACCOUNT NUMBER : T48953

BED/CELL NUMBER: AF08L 000000120U

ACCOUNT NAME : LEWIS, MILTON JR

ACCOUNT TYPE: I

PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
01/01/2008		BEGINNING BALANCE					34.78
01/08	*VD50	INMATE-PAYROL	2846 12/07		23.20		57.98
01/08	FC01	DRAW-FAC 1	2881 A-8			45.00	12.98
01/09	*DD30	CASH DEPOSIT	2884 #133		18.00		30.98
02/06	*VD50	INMATE-PAYROL	3416 01/08		23.88		54.86

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
12/26/2007	H201	FAMILY VISIT DEPOSIT HOLD	2699 FVBAL	1.60

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 03/12/02

CASE NUMBER: CR005997

COUNTY CODE: HUM

FINE AMOUNT: \$ 4,400.00

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
01/01/2008		BEGINNING BALANCE		2,535.17
01/08/08	VR50	RESTITUTION DEDUCTION-INDUSTRY	25.77-	2,509.40
01/09/08	DR30	REST DED-CASH DEPOSIT	20.00-	2,489.40
02/06/08	VR50	RESTITUTION DEDUCTION-INDUSTRY	26.52-	2,462.88

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *

* IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. *

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CALIFORNIA DEPARTMENT OF CORRECTIONS
PELICAN BAY STATE PRISON
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: JAN. 01, 2008 THRU FEB. 06, 2008

ACCT: T48953

ACCT NAME: LEWIS, MILTON JR

ACCT TYPE: I

TRUST ACCOUNT SUMMARY

BEGINNING BALANCE	TOTAL DEPOSITS	TOTAL WITHDRAWALS	CURRENT BALANCE	HOLDS BALANCE	TRANSACTIONS TO BE POSTED
34.78	65.08	45.00	54.86	1.60	0.00

**CURRENT
AVAILABLE
BALANCE**

53.26

CALIFORNIA DEPARTMENT OF CORRECTIONS
 PELICAN BAY STATE PRISON
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: FEB. 01, 2008 THRU MAR. 06, 2008

ACCOUNT NUMBER : T48953
 ACCOUNT NAME : LEWIS, MILTON JR
 PRIVILEGE GROUP: A

BED/CELL NUMBER: AF08L 000000120U
 ACCOUNT TYPE: I

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
02/01/2008		BEGINNING BALANCE					30.98
02/06*VD50		INMATE-PAYROL	3416 01/08		23.88		54.86
02/07 FC01		DRAW-FAC 1	3465 A-8			53.26	1.60
02/08*DD30		CASH DEPOSIT	3491 ML154		22.50		24.10
03/06*VD50		INMATE-PAYROL	3876 2/08		29.96		54.06

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
12/26/2007	H201	FAMILY VISIT DEPOSIT HOLD	2699 FVBAL	1.60

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 03/12/02
 COUNTY CODE: HUM

CASE NUMBER: CR005997
 FINE AMOUNT: \$ 4,400.00

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
02/01/2008		BEGINNING BALANCE		2,489.40
02/06/08	VR50	RESTITUTION DEDUCTION-INDUSTRY	26.52-	2,462.88
02/08/08	DR30	REST DED-CASH DEPOSIT	25.00-	2,437.88
03/06/08	VR50	RESTITUTION DEDUCTION-INDUSTRY	33.28-	2,404.60

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *
 * IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. *

CALIFORNIA DEPARTMENT OF CORRECTIONS
 PELICAN BAY STATE PRISON
 INMATE TRUST ACCOUNTING SYSTEM
 INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: MAR. 01, 2008 THRU APR. 08, 2008

ACCOUNT NUMBER : T48953 BED/CELL NUMBER: AF08L 000000120U
 ACCOUNT NAME : LEWIS, MILTON JR ACCOUNT TYPE: I
 PRIVILEGE GROUP: A

TRUST ACCOUNT ACTIVITY

DATE	TRAN CODE	DESCRIPTION	COMMENT	CHECK NUM	DEPOSITS	WITHDRAWALS	BALANCE
03/01/2008		BEGINNING BALANCE					24.10
03/06	*VD50	INMATE-PAYROL	3876 2/08		29.96		54.06
03/07	FC01	DRAW-FAC 1	3954 A-8			52.46	1.60
04/04	*VD50	INMATE-PAYROL	4325 3/08		31.86		33.46
04/04	W389	DONATION - YO	4366 A-8			19.00	14.46
04/07	FC01	DRAW-FAC 1	4407 A-8			10.00	4.46

CURRENT HOLDS IN EFFECT

DATE PLACED	HOLD CODE	DESCRIPTION	COMMENT	HOLD AMOUNT
12/26/2007	H201	FAMILY VISIT DEPOSIT HOLD	2699 FVBAL	1.60

* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 03/12/02 CASE NUMBER: CR005997
 COUNTY CODE: HUM FINE AMOUNT: \$ 4,400.00

DATE	TRANS.	DESCRIPTION	TRANS. AMT.	BALANCE
03/01/2008		BEGINNING BALANCE		2,437.88
03/06/08	VR50	RESTITUTION DEDUCTION-INDUSTRY	33.28-	2,404.60
04/04/08	VR50	RESTITUTION DEDUCTION-INDUSTRY	35.38-	2,369.22

* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT *
 * IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED. *

CURRENT
AVAILABLE
BALANCE